

FORM PTO-1449		Docket Number (Optional) 460.2125USU	Application Number 09/894,042
INFORMATION DISCLOSURE CITATION IN AN APPLICATION		Applicant Jackson et al.	O I P E J C S SEP 10 2001 U.S. PATENT & TRADEMARK OFFICE
(Use several sheets if necessary)		Filing Date June 28, 2001	

U. S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
<i>DL</i>	2489502	11/29/49	Ruth	128	270	
	2587717	3/4/52	Fourness	128	263	
	2922423	1/26/60	Rickard et al.	128	263	
	3575169	4/20/71	Voss et al.	128	263	
	3628533	12/21/71	Loyer	128	263	
	3895634	7/22/75	Berger et al.	128	263	
	4412833	11/1/83	Wiegner et al.	604	14	
	4536178	8/20/85	Lichstein et al.	604	15	
	4573963	3/4/86	Sheldon	604	15	
	4573964	3/4/86	Huffman	604	15	
	4891042	1/2/90	Melvin et al.	604	18	
	5290501	3/1/94	Klesius	264	322	
	5395308	3/7/95	Fox et al.	604	15	
<i>MR</i>	6045526	4/4/00	Jackson	604	15	

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DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
					YES	NO

OTHER DOCUMENTS (including Author, Title, Date, Pertinent Pages, Etc.)

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EXAMINER	DATE CONSIDERED
<i>Jackson</i>	<i>1-14-02</i>

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP §609; Draw line through

Citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.

FORM PTO-1449 INFORMATION DISCLOSURE STATEMENT IN AN APPLICATION (Use several sheets if necessary)			Docket Number (Optional) 460.212SUSU		Application Number 09/894,042	
			Applicant Jackson, D.			
			Filing Date June 28, 2001	Group Art Unit 3761		
U. S. PATENT DOCUMENTS						
EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
FOREIGN PATENT DOCUMENTS						
DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
					YES	NO
OTHER DOCUMENTS (including Author, Title, Date, Pertinent Pages, Etc.)						
<input checked="" type="checkbox"/> Entry and Order Granting Defendants' Motion for Summary Judgment of Non-Infringement Based on Markman Ruling. (Doc. 95).						
<input checked="" type="checkbox"/> Memorandum Opinion						
<input checked="" type="checkbox"/> Report of Evan Hutchison Pursuant to Fed. R. Civ. Proc. 26(a)(2) ✓						
<input checked="" type="checkbox"/> Rebuttal Expert Report of Evan Hutchison						
<input checked="" type="checkbox"/> Supplemental Expert Report of Evan Hutchison ✓						
<input checked="" type="checkbox"/> First Expert Report of Mario Turchi ✓						
<input checked="" type="checkbox"/> Supplemental Expert Report of Mario Turchi ✓						
EXAMINER	DATE CONSIDERED					
Michele Kidwell	10/28/04					
EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP §609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.						



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			Applicant Jackson, D.			
			Filing Date June 28, 2001	Group Art Unit 3761		
U. S. PATENT DOCUMENTS						
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FOREIGN PATENT DOCUMENTS						
	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation YES NO
OTHER DOCUMENTS (including Author, Title, Date, Pertinent Pages, Etc.)						
Rebuttal Expert Report of Mario A. Turchi ✓						
Rebuttal Expert Report of Mario A. Turchi, Defendant's Exhibit 40, 4/2/03						
✓ Expert Report of G.A.M. Butterworth						
✓ Rebuttal Expert Report of G.A.M. Butterworth ✓						
✓ Expert Report of James Moller, Ph.D., P.E. ✓						
EXAMINER	DATE CONSIDERED			10/28/04		
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Sheet 1 of 2

FORM PTO-449 <i>REMAILED</i> INFORMATION DISCLOSURE CITATION IN AN APPLICATION (Use several sheets if necessary)	Docket Number (Optional) 460.2125USU	Application Number 09/894,042
	Applicant Jackson, D.	
	Filing Date June 28, 2001	Group Art Unit 3761

U. S. PATENT DOCUMENTS

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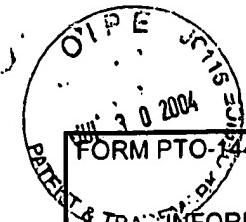
	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
						YES	NO

OTHER DOCUMENTS (including Author, Title, Date, Pertinent Pages, Etc.)

<i>MK</i>	Entry and Order Granting Defendants' Motion for Summary Judgment of Non-Infringement Based on Markman Ruling. (Doc. 95). November 3, 2003.
	Memorandum Opinion, June 4, 2002.
	Report of Evan Hutchison Pursuant to Fed. R. Civ. Proc. 26(a)(2), October 30, 2002.
	Rebuttal Expert Report of Evan Hutchison, December 27, 2002.
	Supplemental Expert Report of Evan Hutchison, June 27, 2003.
	First Expert Report of Mario Turchi, October 30, 2002.
<i>MK</i>	Supplemental Expert Report of Mario Turchi, June 27, 2003.

EXAMINER	Nicole Kidwell	DATE CONSIDERED	10/28/04
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Sheet 2 of 2.

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						YES	NO

OTHER DOCUMENTS (including Author, Title, Date, Pertinent Pages, Etc.)

MUR	Rebuttal Expert Report of Mario A. Turchi, December 27, 2002
	Rebuttal Expert Report of Mario A. Turchi, Defendant's Exhibit 40, April 2, 2003.
	Expert Report of G.A.M. Butterworth, November 22, 2002.
	Rebuttal Expert Report of G.A.M. Butterworth, January 19, 2003.
MUR	Expert Report of James Moller, Ph.D., P.E., November 26, 2002.

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Sheet 1 of 1

*FORM PTO-1449 INFORMATION DISCLOSURE CITATION IN AN APPLICATION (Use several sheets if necessary)	Docket Number (Optional) 460.2125USU	Application Number 09/894,042
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						YES	NO

OTHER DOCUMENTS (including Author, Title, Date, Pertinent Pages, Etc.)

<i>MK</i>	Playtex Products, Inc. v. Proctor & Gamble Co. and Proctor & Gamble Distributing Co., Appeal from the US District Court for the Southern District of Ohio in Case No. 02-CV-00391, District Judge Thomas M. Rose, Non-Confidential Joint Appendix, June 9, 2004.
	Playtex Products, Inc. v. Proctor & Gamble Co. and Proctor & Gamble Distributing Co., Appeal from the US District Court for the Southern District of Ohio in Case No. 02-CV-00391, District Judge Thomas M. Rose, Non-Confidential Reply Brief of Appellant, May 28, 2004.
	Playtex Products, Inc. v. Proctor & Gamble Co. and Proctor & Gamble Distributing Co., Appeal from the US District Court for the Southern District of Ohio in Case No. 02-CV-00391 Judge Thomas M. Rose, Non-Confidential Brief for Defendants-Appellees the Proctor & Gamble Company and the Procter & Gamble Distributing Company, May 12, 2004.
<i>MK</i>	Playtex Products, Inc. v. Proctor & Gamble Co. and Proctor & Gamble Distributing Co., Appeal from the US District Court for the Southern District of Ohio in Case No. 02-CV-00391, District Judge Thomas M. Rose, Non-Confidential Brief of Appellant, April 2, 2004.

EXAMINER

^RMichele Kidwell

DATE CONSIDERED

10[28]04

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MK	Playtex Products, Inc. v. Proctor & Gamble Distributing Co. et al., District Judge Thomas M. Rose, Supplemental Expert Report of G.A.M. Butterworth, Case No. C-1-02-391, August 20, 2003.					
MK	Playtex Products, Inc. v. Proctor & Gamble Distributing Co. et al., District Judge Thomas M. Rose, Supplemental Report of James C. Moller, Ph.D., P.E., Case No. C-1-02-391, August 15, 2003.					
EXAMINER	DATE CONSIDERED 10/28/04					
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